

MAUNE.RAICHLE.HARTLEY.FRENCH & MUDD, LLC

David L. Amell, Esq. (State Bar No. 227207)

Rabiah N. Oral, Esq. (State Bar No. 319905)

1900 Powell Street, Suite 200

Emeryville, California 94608

Telephone: (800) 358-5922

Facsimile: (314) 241-4838

damell@mrhfmlaw.com

roral@mrhfmlaw.com

Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

MICHAEL R. MARCUS and VICTORIA L.
MARCUS,

Plaintiffs,

vs.

AIR & LIQUID SYSTEMS CORPORATION,
et.al.

Defendants.

Case No.: 4:22-cv-09058-HSG

[Alameda County Superior Court Case No.:
22CV021840]

**STIPULATION OF DISMISSAL
WITHOUT PREJUDICE**

Courtroom: 02, 4th Floor

District Judge: Hon. Haywood S. Gilliam Jr.

Filed in State Court: November 15, 2022

Removed to NDCA: December 21, 2022

Trial Date: August 26, 2024.

1 **TO THE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:**

2 **PLEASE TAKE NOTICE** that, pursuant to Federal Rule of Civil Procedure Section
3 41(a)(1)(A)(i)(ii), Plaintiffs Michael R. Marcus and Victoria L. Marcus (“Plaintiffs”) and
4 Defendant Clark Reliance Corporation, Individually only, (“Defendant”) hereby stipulates as
5 follows:

6 1. On November 15, 2022, Plaintiffs filed their Complaint for Personal Injury and Loss
7 of Consortium – Asbestos in the Superior Court of the State of California, Couty of Alameda
8 Case No. 22CV021840.

9 2. On December 21, 2022, the above action was removed to the United States District
10 Court, Northern District of California, Case No. 4:22-09058.

11 4. On January 23, 2024, Plaintiffs and Defendant reached an agreement of all claims in
12 this action.

13 Based on the foregoing facts, Plaintiffs and Defendant stipulate and agree to the
14 following:

15 This Court should dismiss this Action in its entirety against Clark Reliance Corporation,
16 Individually only, only, without prejudice. Each party to bear its own fees and cost.

17 Clark Reliance Corporation, as successor-in-interest to Jerguson Gage and Valve Co.,
18 should remain in this case.

19 Maune Raichle Hartley French & Mudd LLC

20 By: 

Rabiah N. Oral
Attorney for Plaintiffs

21 DATED: February 12, 2024

22
23 By: 

Nicole Brown Yuen, Esq.
Attorney for Clark Reliance
Corporation, Individually only


24 DATED: February 13, 2024

ORDER

Having read and considered the foregoing stipulation of parties, and good cause appearing:

PURSUANT TO STIPULATION, IT IS SO ORDERED that CLARK-RELIANCE CORPORATION (individually only) is dismissed from this case. CLARK-RELIANCE CORPORATION, as successor-in-interest to JERGUSON GAGE & VALVE CO. remains in the case.

DATE: 2/13/2024



Hon. Haywood S. Gilliam, Jr.
UNITED STATES DISTRICT COURT JUDGE